

# **TOWN OF DAVIE TOWN COUNCIL AGENDA REPORT**

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Mark Kutney, AICP (797-1101)

**SUBJECT:** Ordinance - Vacation/Abandonment  
(VA 11-1-00, Portion of NW 33 Street Right-of-way Vacation)

**TITLE OF AGENDA ITEM:**

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, VACATING A PORTION OF ROAD RIGHT-OF-WAY FOR NW 33 STREET ADJACENT TO THE "A.J. BENDLE SUBDIVISION PLAT" AND THE UNRECORDED PLAT "SESSOMS PLAT"; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**REPORT IN BRIEF:**

To vacate a portion of right-of-way known as NW 33 Street adjacent to the "A.J. Bendle Subdivision Plat" and the unrecorded plat "Sessoms Plat".

**PREVIOUS ACTIONS:**

Town Council approved application VA 11-1-00 on its merits (Motion carried: 5-0, December 20, 2000).

**CONCURRENCES:**

Engineering Division recommends approval.

The Planning and Zoning Board motion to recommend approval (5-0) December 13, 2000 meeting.

**FISCAL IMPACT:** Not Applicable

**RECOMMENDATION(S):** Motion to approve the ordinance.

**Attachment(s):** Ordinance, Plat, Sketch and Description, Plan, Land Use Map, Subject Site Map, and Aerial.

**Prepared By:**  
Geri A. Baluss  
Town of Davie  
6591 Orange Drive  
Davie, FL 33314

**Return To:**  
Town Clerk's Office  
Town of Davie  
6591 Orange Drive  
Davie, FL 33314

ORDINANCE \_\_\_\_\_

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, VACATING A PORTION OF ROAD RIGHT-OF-WAY FOR NW 33 STREET ADJACENT TO THE "A.J. BENDLE SUBDIVISION PLAT" AND THE UNRECORDED PLAT "SESSOMS PLAT"; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a portion of the NW 33 Street right-of-way located adjacent to the "A.J. Bendle Subdivision plat and the unrecorded plat "Sessoms Plat", specifically described on Exhibit "A &B" attached hereto, was accepted as a public right-of-way; and

WHEREAS, it is the desire of the Town Council to vacate and abandon said right-of-way; and

WHEREAS, at a meeting of the Town Council on the 20th day of December, 2000, the Town Council did agree to such vacation after conducting a public hearing, advertised as prescribed by law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. That a portion of the NW 33 Street right-of-way located adjacent to the "A.J. Bendle Subdivision" plat and the unrecorded plat "Sessoms Plat", specifically described on Exhibit "A&B" attached hereto, is hereby vacated by the Town of Davie.

SECTION 2. Easements located within the property described on Exhibit "A&B" are not vacated and shall be maintained in perpetuity.

SECTION 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent

jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. This ordinance shall take effect immediately upon its passage and adoption.

PASSED ON FIRST READING THIS\_\_\_\_\_DAY OF\_\_\_\_\_, 2001.

PASSED ON SECOND READING THIS\_\_\_\_\_DAY OF\_\_\_\_\_, 2001.

\_\_\_\_\_  
MAYOR/COUNCILMEMBER

ATTEST:

\_\_\_\_\_  
TOWN CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2001.

# Exhibit "A"

N.W. 75TH AVENUE  
(RIGHT-OF-WAY PER P.B. 52-1 R.C.R.)  
S 1°27'31" E 321.11'

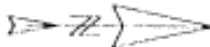
DESCRIPTION OF RIGHT-OF-WAY TO BE VACATED:  
A PORTION OF TRACTS 61 AND 62 OF THE A.J. HENRIE SUBDIVISION OF SECTION 3, TOWNSHIP 51 SOUTH, RANGE 41 EAST AS RECORDED IN PLAT BOOK 1, PAGE 27, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; AND ALL THAT AREA LYING NORTHEASTERLY OF AN ARC HAVING A RADIUS OF 15.0 FEET WHICH IS TANGENT TO THE SOUTH RIGHT-OF-WAY OF NORTHWEST 33RD STREET AND TANGENT TO THE NORTHERLY RIGHT-OF-WAY LINE OF DAVE ROAD EXTENSION, ALL IN SAID TRACT 61; ALL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST ONE-QUARTER CORNER OF SAID SECTION 3, THENCE RUN ON AN ASSUMED BEARING OF SOUTH 87°45'53" WEST ALONG THE NORTHERLY LINE OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 3 AND ALONG THE NORTH LINE OF SAID TRACT 61 A DISTANCE OF 1407.30 FEET TO A POINT OF BEGINNING ON SAID NORTHERLY RIGHT-OF-WAY LINE OF DAVE ROAD EXTENSION; THENCE CONTINUE SOUTH 87°45'53" WEST ALONG SAID LINE AND ALONG THE NORTH LINE OF SAID TRACT 62 A DISTANCE OF 291.60 FEET; THENCE SOUTH 2°14'02" EAST A DISTANCE OF 10.00 FEET; THENCE NORTH 87°45'53" EAST A DISTANCE OF 58.58 FEET TO THE WEST LINE OF TRACT 61; THENCE SOUTH 1°27'39" EAST ALONG THE WEST LINE OF TRACT 61 A DISTANCE OF 15 FEET; THENCE NORTH 87°45'53" EAST PARALLEL WITH THE NORTH LINE OF TRACT 61 A DISTANCE OF 162.65 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY AND SOUTHERLY ALONG THE ARC OF CURVE CONTAINING THE SOUTHWEST HAVING A RADIUS OF 15.0 FEET THROUGH A CENTRAL ANGLE OF 141°14'54" AN ARC DISTANCE OF 38.98 FEET TO A POINT OF CURVE ON SAID NORTHERLY RIGHT-OF-WAY LINE OF DAVE ROAD EXTENSION; THENCE NORTHEASTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF A CURVE CONTAINING THE NORTHEAST HAVING A RADIUS OF 15.0 FEET THROUGH A CENTRAL ANGLE OF 2°53'50" AN ARC DISTANCE OF 80.11 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN THE TOWN OF DAVE, BROWARD COUNTY, FLORIDA, AND CONTAIN 8824 SQUARE FEET ( 0.13 ACRES), MORE OR LESS.



SCALE 1" = 50'



DAVE ROAD EXTENSION



PREPARED BY: STEPHEN H. GIBBS LAND SURVEYORS, INC. 2131 HOLLYWOOD BOULEVARD, SUITE 201 HOLLYWOOD, FL 33020 (954) 975-7888 LICENSED PROFESSIONAL SURVEYOR NO. 50136	DATE OF SKETCH: 1-19-2000 SCALE: 1" = 50' F.T. TYPE OF SKETCH OR SURVEY: SKETCH OF DESCRIPTION SIGNED: <i>Stephen H. Gibbs</i> STEPHEN H. GIBBS, FOR THE FIRM PROFESSIONAL SURVEYOR & MAPPER FLORIDA REGISTRATION NO. 4054	PIN NO.: DE NO.: DRAWN BY: GIB REVISION: DATE:	PIN NO.: DE NO.: ORDERED BY: GIB DATE:
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# Exhibit "B"

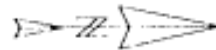
DESCRIPTION OF RIGHT-OF-WAY TO BE VACATED: A PORTION OF THE SOUTH 30 FEET OF TRACES 9 AND 10 OF THE A.J. BLAKE SUBDIVISION OF SECTION 3, TOWNSHIP 51 SOUTH, RANGE 41 EAST AS RECORDED IN PLAT BOOK 1, PAGE 27, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST ONE-QUARTER CORNER OF SAID SECTION 3, THENCE RUN ON AN ASSUMED BEARING OF SOUTH 87°45'53" WEST ALONG THE NORTH LINE OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 3 AND ALONG THE SOUTH LINE OF SAID TRACE 9 A DISTANCE OF 1422.40 FEET TO A POINT OF BEGINNING ON THE NORTHERLY RIGHT-OF-WAY LINE OF DADE ROAD EXTENSION; THENCE CONTINUE SOUTH 87°45'53" WEST ALONG SAID LINE AND ALONG THE NORTH LINE OF SAID TO A DISTANCE OF 278.49 FEET; THENCE NORTH 2°14'03" WEST A DISTANCE OF 309.26 FEET; THENCE NORTH 87°45'53" EAST PARALLEL WITH THE SOUTH LINE OF SAID TRACES 9 AND 10 A DISTANCE OF 309.26 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY ALONG THE ARC OF CURVE CONCAVE TO THE NORTHWEST, WHOSE CENTER BEARS NORTH 45°02'44" WEST FROM SAID POINT, HAVING A RADIUS OF 577.28 FEET AND A CENTRAL ANGLE OF 1°37'56", AN ARC DISTANCE OF 44.80 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN THE TOWN OF DADE, BROWARD COUNTY, FLORIDA, AND CONTAIN 7026 SQUARE FEET (0.16 ACRES), MORE OR LESS.

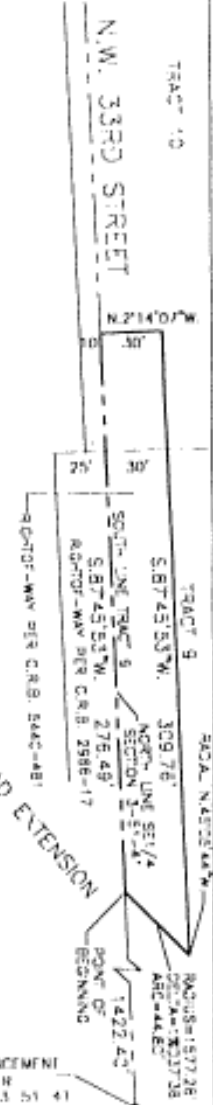


SCALE: 1" = 60'



DADE ROAD EXTENSION

POINT OF COMMENCEMENT  
EAST ONE-QUARTER  
CORNER SECTION 3, 51 41



PREPARED BY  
STEPHEN D. GIBBS LAND SURVEYORS, INC.  
2131 HOLLYWOOD BOULEVARD, SUITE 204  
HOLLYWOOD, FL 33020 (954) 925-7666  
LICENSED BUSINESS NO. 5036

NOT VALID WITHOUT THE SIGNATURE AND  
ORIGINAL HAND SEAL OF THE FLORIDA  
LICENSED SURVEYOR AND MAPPER

DATE OF SURVEY 12-14-08  
SCALE: 1"=60' F.T.  
TYPE OF SKETCH OR SKETCH  
SKETCH OR DESCRIPTION  
*Stephen D. Gibbs*  
STEPHEN D. GIBBS, FOR THE FIRM  
PROFESSIONAL SURVEYOR & MAPPER  
FLORIDA REGISTRATION NO. 4054

REVISION  
DATE

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10. *Journal of the American Medical Association*, 1997; 277: 1033-1037.

Journal of Management Education 32(1)

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific information required.

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

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[illegible]

• 2000年12月，在《中国环境报》上，刊登了“中国环境报”的社论，指出：“中国环境报”自创刊以来，始终坚持以“报道环境、服务社会、推动发展”为宗旨，坚持“客观、公正、科学、公正”的原则，为保护环境、改善环境、建设环境友好型社会做出了积极的贡献。在2000年，中国环境报被评为“中国环境报”。

$$\frac{\partial}{\partial t} \left( \frac{1}{R^2} \frac{\partial R}{\partial t} \right) = - \frac{1}{R^2} \frac{\partial R}{\partial t} \frac{\partial}{\partial t} \left( \frac{1}{R^2} \frac{\partial R}{\partial t} \right)$$

*Journal of Management Studies*, 19(1), 67-80.

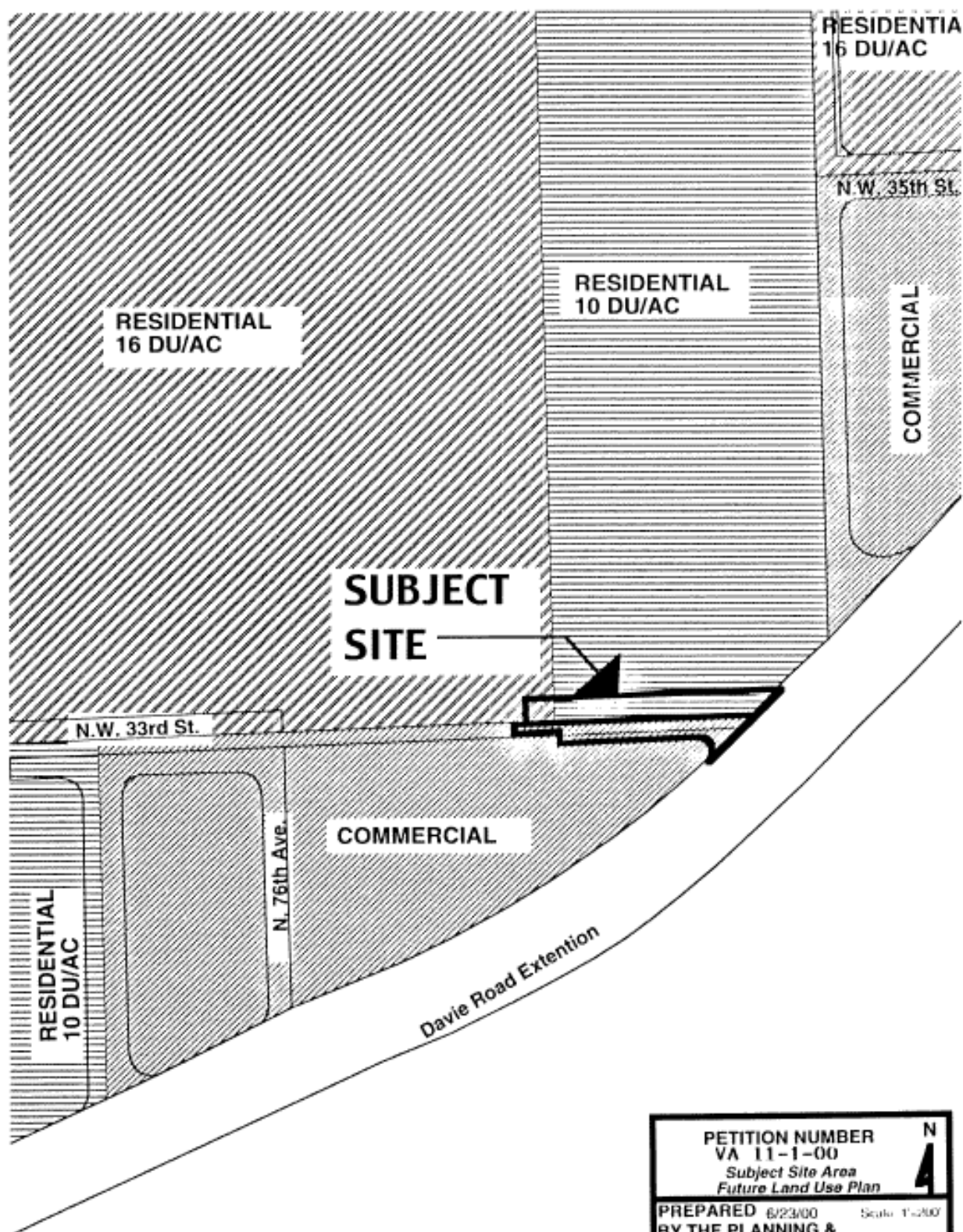
[illegible]

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

the 1990s, the number of people in the world who are illiterate has increased from 1.2 billion to 1.5 billion. The number of illiterate people in the world is expected to increase to 1.7 billion by the year 2015. The number of illiterate people in the world is expected to increase to 1.9 billion by the year 2020. The number of illiterate people in the world is expected to increase to 2.1 billion by the year 2025. The number of illiterate people in the world is expected to increase to 2.3 billion by the year 2030. The number of illiterate people in the world is expected to increase to 2.5 billion by the year 2035. The number of illiterate people in the world is expected to increase to 2.7 billion by the year 2040. The number of illiterate people in the world is expected to increase to 2.9 billion by the year 2045. The number of illiterate people in the world is expected to increase to 3.1 billion by the year 2050. The number of illiterate people in the world is expected to increase to 3.3 billion by the year 2055. The number of illiterate people in the world is expected to increase to 3.5 billion by the year 2060. The number of illiterate people in the world is expected to increase to 3.7 billion by the year 2065. The number of illiterate people in the world is expected to increase to 3.9 billion by the year 2070. The number of illiterate people in the world is expected to increase to 4.1 billion by the year 2075. The number of illiterate people in the world is expected to increase to 4.3 billion by the year 2080. The number of illiterate people in the world is expected to increase to 4.5 billion by the year 2085. The number of illiterate people in the world is expected to increase to 4.7 billion by the year 2090. The number of illiterate people in the world is expected to increase to 4.9 billion by the year 2095. The number of illiterate people in the world is expected to increase to 5.1 billion by the year 2100.

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**RM-16**

**RM-16**

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**B-2**

Parcel 7

**SUBJECT  
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**B-2**

**B-1**

N.W. 33rd St.

N.W. 75 AVE.

**RM-10**

**B-2**

Dayie Road Extention

Driftwood  
Estates No. 21  
(52-1)

PETITION NUMBER  
V.A. 11-1-00

Subject Site Area Zoning Map

PREPARED 6/23/00  
BY THE PLANNING &  
ZONING DIVISION

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